

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Gilead v. Merck, Case No. 13-CV-04057-BLF

NOTE FROM THE JURY DURING DELIBERATIONS

Note No. 2

The Jury has the following question: Patent 499

Regarding Enablement: Line 21

"That the full scope of the invention...  
as related to <sup>the</sup> (Abstract) "THESE Compounds"  
are inhibitors of RNA-dependent"

Question: Do ALL of the compounds that  
can be created from Formula ~~it~~ have to be inhibitors?

Date: 3/21/16  
Time: 14:00

C. Rose Jij  
Signature of Juror

Also: For purposes of enablement, definition, does "full scope  
of invention" include all permutations of the claimed class  
Response from the Court: of compounds?

I am not able to understand  
the precise nature of your  
questions

Date: 3-21-2016  
Time: 2:36 pm

Both Labson Freeman  
United States District Judge